

REMARKS

I. SUMMARY OF OFFICE ACTION

In the Office Action, the Examiner indicated that the Preliminary Amendment received on April 2, 2004 was entered.

Claim 17-19, 22, 23 and 25 were rejected under 35 U.S.C. §102(e) as being anticipated by Warren (U.S Patent Number 6,474,660 B1).

Claims 20-21 were rejected under 35 U.S.C. §103(a) as being unpatentable over Warren in view of Hatano et al. (U.S. Patent Number 3,870,330) based on a contention that it would have been obvious to one ordinary skill in the art to attach a break member on the scooter disclosed in Warren in view of the teachings of Hatano et al. Claim 24 was also rejected under 35 U.S.C. §103(a) as being unpatentable over Warren in view of Gantz (U.S. Patent number 2,950,924) based on a contention that it would have been obvious to a person of ordinary skill in the art to provide the rearward portion disclosed in Warren with a grooved under surface as taught by Gantz.

Claims 1-3, 5-6 and 13-16 were indicated as being allowed over the prior art. The Examiner also stated the reasons for indication of the allowed such matter. In particular the Examiner stated that Claim 1 is allowable because Warren fails to disclose both the forward portion being angularly movable then securable, and the rear portion having a slotted pivotal joint.

The Examiner also indicated that the prior art made of record in the PTO Form 892 accompanying the Office Action and not relied upon is considered pertinent to Applicant's disclosure.

II. APPLICANT'S RESPONSE

By this amendment, Applicant has cancelled the claims which were rejected by the Examiner in the Office Action. In particular, Claims 17-25 have been cancelled. Accordingly, Applicant respectfully submits that all claims of the above-identified Patent Application are now in condition for allowance.

Applicant also acknowledges receipt of the prior art made of record and not relied upon, but by considered by the Examiner to be pertinent to Applicant's disclosure. Applicant

Application No.: 10/817,021
Response to Office Action of November 26, 2004
Attorney Docket: SICLC-001C

respectfully submits that the cited prior art, either alone or in combination, does not anticipate, suggest, or make obvious the instantly claimed invention.

III. CONCLUSION

For the forgoing reasons, Applicant respectfully submits that all the stated grounds of rejection have been over come, and that Claims 1-3, 5, 6, and 13-16 are in condition for allowance. An early Notice of Allowance is therefore respectfully requested.

Should the Examiner have any suggestions for expediting allowance of the Application, the Examiner is invited to contact the Applicant's representative at the telephone number listed below.

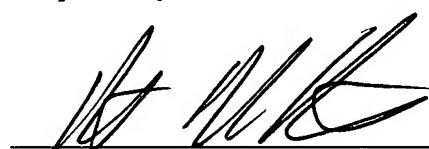
If any additional fee is required, please charge Deposit Account Number 19-4330.

This is in response to the Office Action dated November 26, 2004.

Respectfully submitted,

Date: 5/16/05 By: _____

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